



16/10/07

58

HIGH COURT OF CHHATTISGARH, BILASPUR

W. P (S) No. 5838/2007

PETITIONER

Vipin Kumar Dansena, S/o Paka Ram Dansena, aged about 45 years, R/o Village Chirai Pani, Post - Garnwiy, Tahsil & District Raigarh (C.G.)

Versus

RESPONDENTS

1. State of Chhattisgarh, Through: The Secretary, School Education Department, D.K.S. Bhawan, Raipur (C.G.)
2. The Secretary, Scheduled Caste & Scheduled Tribe Development Department, D.K.S. Bhawan, Raipur (C.G.)
3. The Director (Mission), Rajeev Gandhi Shiksha Mission C.G., Raipur (C.G.)
4. The District Education Officer, Raipur (C.G.)
5. The Collector & Distt. Mission Director, Rajeev Gandhi Shiksha Mission C.G., District Raigarh (C.G.)
6. Block Education Officer, Tamnar, District Raigarh (C.G.)

WRIT PETITION UNDER ARTICLE 226 AND 227 OF THE CONSTITUTION OF INDIA

Appearance:

Shri V.K. Pandey, Counsel for the petitioner.

Shri A.S. Kachhwaha, Government Advocate for the State.

ORAL ORDER
(15.10.2007)

SUNIL KUMAR SINHA, J.

Heard.

Learned counsel for the petitioner submits that previously the petitioner was transferred from Tamnar District Raigarh to Higher Secondary School, Kapu, District Raigarh, but later on,



the order was amended and he was transferred to Primary School, Barpali, Block Tamnar, District Raigarh. He submits that the petitioner is ready to join at Barpali, according to the amended order dated 07.08.2007, but the Head Master at Barpali is not taking joining of the petitioner. In this regard, he has filed the document -Annexure P/2.

I am surprised to see as to why the Head Master is refusing the joining of the petitioner, when it is clear from the order dated 07.08.2007 that the petitioner has been transferred from Tamnar to Barpali by amending the earlier order.

In view of the above, this petition is disposed of with a direction that if the order dated 07.08.2007 has not been changed so far, then, the joining of the petitioner shall not be refused, as per the said order, by the Head Master of the School and if he assigns some reason for it, the same shall be brought to the notice of the Block Education Officer, who will look into the matter and settle the dispute in accordance with the transfer order dated 07/08/2007.

With the aforesaid observation/direction, this petition stands disposed of.

Shyna

Sd/-
Sunil Kumar Sinha
Judge